



PUBLIC NOTICE

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DA 03-3901
December 8, 2003

INVESTIGATION OF ALASCOM, INC. TARIFF FCC NO. 11

CLARIFICATION OF FILING DEADLINES

CC Docket No. 95-182

This Public Notice clarifies filing deadlines in response to Alascom, Inc. (Alascom) Tariff FCC No. 11, Transmittal No. 1281,¹ and the Public Notice seeking further comment in the investigation of Alascom's Tariff FCC No. 11, CC Docket No. 95-182, issued October 31, 2003.² Petitions to reject, or in the alternative, suspend and investigate Alascom's Tariff FCC No. 11, Transmittal No. 1281 are due **December 10, 2003**. Comments in response to the Public Notice seeking further comment in the tariff investigation are due **December 15, 2003**.

Commission rules require Alascom to file annual revisions to its Tariff FCC No. 11 on 35 days' notice.³ To comply with this requirement, Alascom's annual rate revision for 2004 was due to be filed no later than November 28, 2003. Alascom chose to file its 2004 annual rate revision on November 25, 2003. Commission rules require any petitions to reject, or in the alternative, suspend and investigate Alascom's Tariff FCC No. 11, Transmittal No. 1281 to be filed 15 days after the tariff filing, or by December 10, 2003.⁴ Replies to any such petitions must be filed by December 17, 2003.⁵

On October 31, 2003, the Wireline Competition Bureau issued a Public Notice seeking further comment on a broad investigation of all of Alascom's Tariff FCC No. 11 annual tariffs except Transmittal No. 1281.⁶ This Public Notice requested comments by December 15, 2003, a

¹ Alascom, Inc., Tariff FCC No. 11, Transmittal No. 1281 (filed Nov. 25, 2003)

² *Further Comment Requested in Investigation of Alascom, Inc. Tariff FCC No. 11, Pleading Cycle Established*, CC Docket No. 95-182, Public Notice, DA 03-3508 (rel. Oct. 31, 2003)

³ 47 C.F.R. § 61.58(e)(3)

⁴ *Id.*, § 1.773(a)(2)(iv), (3), and (4)

⁵ *Id.*, § 1.773(b)(1)(iv), (2), and (3)

⁶ *Further Comment Requested in Investigation of Alascom, Inc. Tariff FCC No. 11, Pleading Cycle Established*, CC Docket No. 95-182, Public Notice, DA 03-3508 (rel. Oct. 31, 2003)

date which, according to the Public Notice, coincided with the date that petitions to reject, or in the alternative, suspend and investigate, Alascom's annual tariff filing for 2004 would have been due, had Alascom made its annual filing on precisely 35 days' notice, or on November 28, 2003. Alascom instead chose to file its annual rate revision on November 25, 2003. Therefore, petitions to reject, or in the alternative, suspend and investigate Alascom's Tariff FCC No. 11 annual filing for 2004 are due December 10, 2003. Because parties may be confused by the date of December 15, 2003, mentioned in the Public Notice for filing petitions to reject, or in the alternative, suspend and investigate, and the actual filing deadline of December 10, 2003, triggered by Alascom's early filing, we clarify that the filing deadline for petitions to reject, or in the alternative, suspend and investigate Alascom's Tariff FCC No. 11, Transmittal No. 1281 is December 10, 2003. Replies to such petitions are due December 17, 2003. Comments in response to the Public Notice seeking further comment in the broader investigation of Alascom's Tariff FCC No. 11, CC Docket No. 95-182, are due December 15, 2003, and replies to such comments are due January 9, 2003.

For further information regarding this Public Notice, contact Julie Saulnier, Pricing Policy Division, Wireline Competition Bureau, (202) 418-1530.